4130

BILL NO. S-78-07-21

SPECIAL ORDINANCE NO. S-123-78

AN ORDINANCE approving Change Order No. 1, in connection with the Lincolnshire Addition Sidewalk Improvement Resolution No. 5789-77.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Change Order No. 1 to Carrington & Associates, in connection with Lincolnshire Addition Sidewalk Improvement Resolution No. 5789-77, for:

> additional sidewalk removal and construction, seeding and top soil, which was necessary due to drainage problems and deterioration of the concrete. One lot added to project previously omitted,

in the amount of $514.50, as set out in the specifications, is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

John Nuckols
Councilman

APPROVED AS TO FORM AND LEGALITY,
[signature]
CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Public Works (~~and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on ______, the ______ day of ______, 19__, at ______ o'clock ____ M., E.S.T.~~

DATE: 7-25-78 [signature] CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Hinga, and duly adopted, placed on its passage. PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	9	0			
BURNS	✓				
HINGA	✓				
HUNTER	✓				
MOSES	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
STIER	✓				
TALARICO	✓				

DATE: 8-8-78 [signature] CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ZONING MAP~~) (~~GENERAL~~) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. S-123-78 on the 8th day of August, 1978.

ATTEST: (SEAL)

[signature] CITY CLERK

Samuel J. Talarico PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of August, 1978, at the hour of 11:30 o'clock A M., E.S.T.

[signature] CITY CLERK

Approved and signed by me this 10th day of August, 1978, at the hour of 3:00 o'clock P M., E.S.T.

Robert E. Armstrong MAYOR

Bill No. S-78-07-21

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance approving Change Order No. 1, in connection with the Lincolnshire Addition Sidewalk Improvement Resolution No. 5789-77

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance Do PASS.

JOHN NUCKOLS - CHAIRMAN

PAUL M. BURNS - VICE CHAIRMAN

WINFIELD C. MOSES, JR.

DONALD J. SCHMIDT

JAMES S. STIER

CONCURRED IN

DATE 8-8-78 CHARLES W. WESTERMAN, CITY CLERK

Memorandum

To Board of Works Date June 30, 1978

From Kenneth N. Traylor

Subject Lincolnshire Addition Sidewalk Improvement, Resolution No. 5789-77

COPIES TO:

BOARD OF PUBLIC WORKS
RECEIVED
JUL - 5 1978

Please approve the attached Change Order in the amount of $514.50 which was necessitated by additional requests for sidewalk within the Addition.

Please note attached Waiver of Notice and request to include sidewalk in the above noted resolution.

Kenneth N. Traylor

Kenneth N. Traylor

NOTED
HPW H.P.W.
EHL E.H.L.
MGS M.G.S.
Date

KNT:ms

Att.

66-78-19 7/5/78

66-78-20 7/5/78

CHANGE ORDER

Change Order No. 1
Project No. 10370
Name of Project Lincolnshire Addition Sidewalk Improvement

Resolution No. 5789-77
Board Order No. 132-77
Date 6/23/78

To: Carrington & Associates
(Contractor)

Gentlemen:

You are hereby requested to comply with the following changes from the contract plans and specifications:

Item No.	Quantity	Description of Change Material	Unit Price	Change in Contract Price Decrease	Change in Contract Price Increase
1	55 s.y.	Sidewalk Removal	5.00		275.00
2	135 s.f.	Concrete Sidewalk (6")	1.60	216.00	
3	755 s.f.	Concrete Sidewalk (Curbface 4")	1.45		1,094.75
4	25 s.f.	Concrete Sidewalk (4")	1.35		33.75
5	62.4 ton	Top Soil	10.00	624.00	
6	35 s.y.	Mulches Seeding (Class "U")	1.40	49.00	
		Total Decrease		889.00	
		Total Increase			1,403.50
		Net (~~Decrease~~) (Increase) Contract Price			514.50

The sum of $ 514.50 is hereby (added to) (~~deducted from~~) the total contract price, and the final contract price shall be adjusted as follows:

Original Contract Price $ 10,595.00
Current Contract Price Adjusted by Previous Change Order $ 10,595.00
New Contract Price Including this Change Order $ 11,109.50

The time provided for completion in the contract for this project is (unchanged) (~~increased~~) (~~decreased~~) by ______ calendar days due to this Change Order. The date for completion of all work shall be ______. Furthermore, this document shall become an amendment to the contract and all provisions of the contract shall apply hereto.

Recommended by: Kenneth N. Taylor (Chief Street Engineer) Date 6/29/78

Accepted by: [signature] (Contractor) Date 6/29/78

Approved by: Howard Biggs by KNT (City Engineer) Date 6/29/78

Approved by: Henry P. Wehrenberg (Owner) Date

Ethel H. LaMar

May G. Scott

Attested by: Ursula Miller Date 7/5/78

Change Order No. ______
Resolution No. 5789-1977
Board Order No. 132-77

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change: During the construction phase of the project, it was requested by several property owners that additional sidewalk abutting their lot(s) needed replaced, due to either drainage problems or deterioration of the concrete. Also, one additional lot was placed on the project at the property owner's request.

2. Will proposed change alter size of the project? Yes X No ______

If yes, explain: The improvement boundaries were described by lots and one lot was added to the scope of the project.

3. Affect on operation and maintenance cost of this project: ______

Dennis Bely

Engineer

WAIVER

WE, THE UNDERSIGNED, BEING THE PROPERTY OWNERS OF Lot 27, Section A, Lincolnshire Add.

ABUTTING THE LINE OF A PROPOSED SIDEWALK IMPROVEMENT DESCRIBED AS FOLLOWS, TO-WIT:

SIDEWALK IMPROVEMENT RESOLUTION NO. ~~5761-77 - SOUTHWOOD PARK ADDITION~~ 5789-77 Lincolnshire Addition

DO EACH AND ALL PETITION THE BOARD OF PUBLIC WORKS TO INCLUDE SAID PROPERTY IN CONSTRUCTION OF SAID SIDEWALK PROJECT; WE DO EACH AND ALL OF US WAIVE ANY NOTICE OF SUCH FINAL RESOLUTION OR ORDER, DO HEREBY WAIVE AND RELEASE OUR RIGHTS TO INDIVIDUALLY CONSTRUCT OR HAVE CONSTRUCTED SAID SIDEWALK, DO HEREBY WAIVE THE THIRTY DAY NOTICE GIVEN TO US AND EACH OF US WITHIN WHICH TO CONSTRUCT SAID PROPOSED SIDEWALK, DO HEREBY WAIVE THE RIGHT OF LEGAL NOTICE, DO HEREBY WAIVE THE RIGHT OF PUBLIC HEARING AND DO HEREBY PETITION AND ASK SAID BOARD OF PUBLIC WORKS TO HAVE CONSTRUCTED SAID PROPOSED SIDEWALK UNDER THE EXISTING CONTRACT SAID BOARD OF PUBLIC WORKS HAS IN FORCE AND EFFECT.

DATED THIS 5th DAY OF June, 1978.

[illegible signature]

[illegible signature]

60 ft

BOARD OF PUBLIC WORKS
JUN - 9 1978

ADDRESS:

2121 OWAISSA WAY
Fort Wayne In 46809

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

engineering department
7th floor

We, the property owners of the property described below, hereby request the City of Fort Wayne to authorize improvement to sidewalk fronting our lot(s) an additional One Square (5') feet to the improvements already specified in the improvement resolution. We agree to accept the [illegible]ment for the additional improvement under the terms of the original contract.

5/19/78
Date

Mrs. George W. Kiefer
Property Owner

210 West Concord Lane
Property Described

5789-77
Improvement Resolution No.

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

engineering department
7th floor

We, the property owners of the property described below, hereby request the City of Fort Wayne to authorize improvement to sidewalk fronting our lot(s) an additional 10 feet to the improvements already specified in the improvement resolution. We agree to accept the assessment for the additional improvement under the terms of the original contract.

5/31/78
Date

Ethel M Catlett
Property Owner
Jean C. Kelly

215 W. Concord Lane
Property Described

5789-77
Improvement Resolution No.

AN EQUAL OPPORTUNITY EMPLOYER

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

engineering department

7th floor

We, the property owners of the property described below, hereby request the City of Fort Wayne to authorize improvement to sidewalk fronting our lot(s) an additional 20 feet to the improvements already specified in the improvement resolution. We agree to accept the assessment for the additional improvement under the terms of the original contract.

5/31/78
Date

Mrs. Mildred E. Kimpe
Property Owner

210 W. Concord
Property Described

5789-77
Improvement Resolution No.

AN EQUAL OPPORTUNITY EMPLOYER

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

engineering department

7th floor

We, the property owners of the property described below, hereby request the City of Fort Wayne to authorize improvement to sidewalk fronting our lot(s) an additional 5 feet to the improvements already specified in the improvement resolution. We agree to accept the assessment for the additional improvement under the terms of the original contract.

5/19/78
Date

Paul H. Spear
Property Owner
Bernice E. Spear

6404 S. Harrison
Property Described

5789-77
Improvement Resolution No.

AN EQUAL OPPORTUNITY EMPLOYER

THE CITY OF FORT WAYNE

CITY Y BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

engi department

7th f.

We, the property owners of the property described below, hereby request the City of Fort Wayne to authorize improvement to sidewalk fronting our lot(s) an additional 15 feet to the improvements already specified in the improvement resolution. We agree to accept the assessment for the additional improvement under the terms of the original contract.

5-22-78
Date

Robert J. Wunck
Elizabeth J. Wunck
Property Owner

6403 S. Harrison
Property Described

Improvement Resolution No.

AN EQUAL OPPORTUNITY EMPLOYER

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

engineering department

7th floor

~~We~~ I, the property owners of the property described below, hereby request the City of Fort Wayne to authorize improvement to sidewalk fronting our lot(s) an additional 15 feet to the improvements already specified in the improvement resolution. We agree to accept the assessment for the additional improvement under the terms of the original contract.

May 16-1978
Date

Marge Forthe Bryant
Property Owner

114 W. Crown Lane
Property Described

5789-77
Improvement Resolution No.

AN EQUAL OPPORTUNITY EMPLOYER

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

engineering department

7th floor

We, the property owners of the property described below, hereby request the City of Fort Wayne to authorize improvement to sidewalk fronting our lot(s) an additional 15 feet to the improvements already specified in the improvement resolution. We agree to accept the assessment for the additional improvement under the terms of the original contract.

5/31/78
Date

Kenneth Wagner
Mildred B. Wagner
Property Owner

233 W. Crown Lane
Property Described

~~Kenneth Wagner~~ 5789-77
Improvement Resolution No.

4150

TITLE OF ORDINANCE SPECIAL ORDINANCE - CHANGE ORDER NO. 1 - CARRINGTON & ASSOC. - LINCOLNSHIRE ADD. RESOL. #5789-77

DEPARTMENT REQUESTING ORDINANCE BOARD OF PUBLIC WORKS Q-78-07-21.

SYNOPSIS OF ORDINANCE CHANGE ORDER NO. 1 - CARRINGTON & ASSOCIATES, FOR LINCOLNSHIRE ADDITION SIDEWALK IMPROVEMENT RESOLUTION NO. 5789-77, FOR ADDITIONAL SIDEWALK REMOVAL AND CONSTRUCTION, SEEDING AND TOP SOIL. THIS WAS NECESSARY DUE TO DRAINAGE PROBLEMS AND DETERIORATION OF THE CONCRETE. ONE LOT ADDED TO PROJECT PREVIOUSLY OMITTED.

(CHANGE ORDER NO. 1 & MEMORANDUM ATTACHED)

TOTAL REVISED CONTRACT PRICE INCLUDING THIS CHANGE ORDER $11,109.50

EFFECT OF PASSAGE COMPLETION OF PROJECT TO SATISFACTION OF ENGINEERING DEPT. & PROPERTY OWNERS INVOLVED

EFFECT OF NON-PASSAGE DRAINAGE PROBLEMS. ALSO DETERIORATED SIDEWALK AS A RESULT OF LAST WINTER WILL REMAIN WHICH WOULD HAVE TO BE REPLACED EVENTUALLY.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) $514.50 FROM PROPERTY OWNERS THROUGH BARRETT LAW BOND

ASSIGNED TO COMMITTEE

EP

Public Works